



Michigan Supreme Court

State Court Administrative Office

Trial Court Services Division

Michigan Hall of Justice

P.O. Box 30048

Lansing, Michigan 48909

Phone (517) 373-4835

Jennifer Warner
Director

MEMORANDUM

DATE: April 27, 2016
TO: County Clerks
FROM: Stacy Westra, Management Analyst
RE: Concealed Pistol License Appeals and Restoration of Gun Rights

On December 1, 2015, legislation took effect that abolished the concealed weapons boards in Michigan. This new legislation created two separate processes for appeals and gun rights restoration. One path is for appeals of disqualifications, denials, and failures to notice and the other path is for restoration of gun rights. Appeals are governed by MCL 28.425d and include:

1. County Clerk – Failure to issue notice of statutory disqualification; failure to provide a receipt compliant with MCL 28.425b(1) or 28.425l(3), or 28.425b(9); or failure to issue a concealed pistol license.
2. Michigan State Police, County Sheriff, Local Law Enforcement or Other Entity – Failure to provide a receipt compliant with MCL 28.425b(9).

Appeals under any of these categories are filed in the circuit court of the appellant's county of residence using case code type AA. Two forms have been created for these appeals: [Claim of Appeal on Application for Concealed Weapons License \(CC79\)](#) and [Order Following Appeal on Application for Concealed Weapon Permit \(CC80\)](#).

Applications for restoration of gun rights are governed by MCL 28.424(4). Statutory law requires the court to restore gun rights to an individual if five years after conviction they have made application to the court and meet the specific criteria listed in MCL 28.424(4)(b) and (c). Applications are filed in the circuit court of the appellant's county of residence and are to be filed using case type code CZ. There are currently no forms for restoration of gun rights.

The Civil Workgroup of the Michigan Court Forms Committee has agreed to develop a petition (application) and order. Drafts will be published for comment in January of 2017 for review by the committee at its March 2017 meeting. If approved, the forms will be distributed in June 2017.

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If you have questions regarding procedure, please feel free to contact me at

TrialCourtServices@courts.mi.gov or 517-373-9574. If you have questions regarding forms, please feel free to contact Matthew Walker at TrialCourtServices@courts.mi.gov or 517-373-2217.